

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

TINA M. COMPO,

Plaintiff,

v.

No. 6:05-CV-973
(FJS/RFT)

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

APPEARANCES:

CONBOY, McKAY LAW FIRM
Attorney for Plaintiff
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Carthage, New York 13619

OF COUNSEL

LAWRENCE D. HASSELER, ESQ.

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Assistant U.S. Attorney

FREDERICK J. SCULLIN, JR., S.J.:

DECISION AND ORDER

The above-captioned matter having been presented to me by the Report-Recommendation of Magistrate Judge Randolph F. Treece filed June 22, 2009 and the Court having reviewed the Report-Recommendation and the entire file in this matter, and no objections to said Report-

Recommendation having been filed, the Court hereby

ORDERS that the Report-Recommendation of Magistrate Judge Randolph F. Treece filed June 22, 2009 is **ACCEPTED** in its entirety for the reasons stated therein; and the Court further

ORDERS that THE Commissioner's decision denying disability benefits is **REVERSED** and this matter is **REMANDED** to the Commissioner for further proceedings consistent with the Report-Recommendation.

IT IS SO ORDERED.

Dated: July 22, 2009
Syracuse, New York



Frederick J. Scullin, Jr.
Senior United States District Court Judge